

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET										
CR No: 24-369 DHU			USA vs.: Abeyta							
Date: 2/11/25			Name of Deft: Robert Abeyta							
Before the Honorable: David Herrera Urias										
Time In/Out:		10:03-11:23 AM			Total Time in Court (for JS10):			1hour 20 minutes		
Clerk:		J. Gonzales			Court Reporter:			C. McAlister		
AUSA:		Margaret Tomlinson			Defendant's Counsel:			Dennis Candelaria		
Sentencing in:		ABQ			Interpreter:					
Probation Officer:		Daniella Martinez			Interpreter Sworn?			Yes	No	
Convicted on:		<input checked="" type="checkbox"/>	Plea		Verdict	As to:	<input checked="" type="checkbox"/>	Information		
If Plea:			Accepted		Not Accepted	Adjudged/Found Guilty on Counts: 1				
If Plea Agreement:		<input checked="" type="checkbox"/>	Accepted		Not Accepted	No Plea Agreement		Comments:		
Date of Plea/Verdict:		9/30/24		PSR:	<input checked="" type="checkbox"/>	Not Disputed		Disputed	<input checked="" type="checkbox"/>	Courts adopts PSR Findings
Evidentiary Hrg:		<input checked="" type="checkbox"/>	Not Needed		Needed	Exceptions to PSR:				
SENTENCE IMPOSED				Imprisonment (BOP):			102 months			
Supervised Release:		3 years						Probation:		
REC	<input checked="" type="checkbox"/>	500-Hour Drug Program			BOP Sex Offender Program		Other:			
ICE		Court recommends ICE begin removal proceedings immediately or during service of sentence						ICE not applicable		
SPECIAL CONDITIONS OF SUPERVISION										
	No re-entry without legal authorization					Home confinement for months days				
	Comply with ICE laws and regulation					Community service for months days				
<input checked="" type="checkbox"/>	Participate in outpatient substance abuse treatment program					Reside halfway house months days				
	Participate in/successfully complete mental health program					Register as sex offender				
	Refrain from use/possession of alcohol/intoxicants					Participate in sex offender treatment program				
<input checked="" type="checkbox"/>	Submit to search of person/property					Possess no sexual material				
<input checked="" type="checkbox"/>	No contact with victim(s)					No computer with access to online services				
	No entering or loitering near victim's residence					No contact with children under 18 years				
	Provide financial information					No volunteering where children supervised				
	Grant limited waiver of confidentiality					Restricted from occupation with access to children				
<input checked="" type="checkbox"/>	Refrain from use and possession of synthetic cannabinoids, etc.					No loitering within 100 feet of school yards				
	No possession of a firearm, ammunition, destructive device or any other dangerous weapon					Participate in an educational or vocational program approved by the Probation Officer				
	You shall waive your right of confidentiality-substance abuse You must submit to substance abuse testing to determine if you have used a prohibited substance. Testing shall not exceed more than 60 test(s) per year. You must not use or possess alcohol. You may be required to submit to alcohol testing that may include urine testing, a remote alcohol testing system, and/or an alcohol monitoring technology program to determine if you have used alcohol. Testing shall not exceed more than 4 test(s) per day. You must participate in and successfully complete a community-based program which provides education and training in anger management. You must participate in and successfully complete a community-based program which provides education and training in parenting.									
OTHER:		and training in parenting.								
Fine:	\$ 0.00					Restitution:	\$ Open for 90 days			
SPA:	\$ 100.00					Payment Schedule:		Due Immediately		Waived
Consistent with a stipulation in the Plea Agreement, the defendant forfeits his rights, title, and interest in a Taurus 9mm pistol, bearing serial number TKS535.										
	Advised of Right to Appeal		<input checked="" type="checkbox"/>	Waived Appeal Rights per Plea Agreement						

	Held in Custody	X	Voluntary Surrender-60 days
X	Recommended place(s) of incarceration: FCI Danbury, CT		
	Dismissed Counts: Mr. Candelaria requests acceptance of plea agreement-requests 84-month sentence. Ms. Tomlinson requests high end guideline sentence. M. A. addresses Court. B.M. addresses Court. K.M. addresses Court. Defendant addresses Court.		
OTHER COMMENTS: Mr. Candelaria requests designation and self-surrender.			